

1 CHRIS ZHEN (State Bar No. 275575)
2 chris.zhen@zhenlawfirm.com
3 **ZHEN LAW FIRM**
4 5670 Wilshire Blvd #1800
5 Los Angeles, CA 90036
6 Telephone: (213) 935-0715

7 *Attorney for Defendant*
8 *OptraHealth, Inc.*

9 K. Lee Marshall (SBN #277795)
10 klmmarshall@bclplaw.com
11 **BRYAN CAVE LEIGHTON PAISNER LLP**
12 Three Embarcadero Center, 7th Floor
13 San Francisco, California 94111
14 Telephone: (415) 675-3444

15 Erin A. Kelly (Admitted *pro hac vice*)
16 erin.kelly@bclplaw.com
17 **BRYAN CAVE LEIGHTON PAISNER LLP**
18 1700 Lincoln Street, Ste. 4100
19 Denver, CO 80203
20 Telephone: (303) 861-7000

21 *Attorneys for Plaintiff*
22 *Invitae Corporation*

23 **UNITED STATES DISTRICT COURT**

24 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

25 INVITAE CORPORATION,

26 Case No. 4:22-cv-00784-HSG

27 Plaintiff,

28 **STIPULATION OF DISMISSAL AND**
ORDER OF DISMISSAL

v.

OPTRAHEALTH, INC.,

Defendant.

29 **STIPULATION AND ORDER OF DISMISSAL**

1 Plaintiff Invitae Corporation and Defendant OptraHealth, Inc., by their respective
2 undersigned counsel, hereby STIPULATE and AGREE as follows:

3 1. All claims asserted by Plaintiff in this Action are dismissed without prejudice;
4 2. All counterclaims asserted by Defendant in this Action are dismissed with prejudice;
5 3. Each party shall bear its own costs and attorneys' fees with respect to the matters
6 dismissed hereby;
7 4. This Court retains jurisdiction over the parties for purposes of enforcing the
8 Settlement Agreement and this Stipulation and Order; and

9
10 Respectfully submitted,

11 Dated: December 6, 2022

12 By: Chris J. Zhen/
13 Chris Zhen (SBN #275575)
14 chris.zhen@zhenlawfirm.com
15 Hogan Ganschow (SBN #256137)
16 hogan.ganschow@zhenlawfirm.com
17 Zhen Law Firm
18 5670 Wilshire Blvd #1800 Los
19 Angeles, CA 90036 Telephone: (213)
20 935-0715

21
22 Attorneys for Defendant OptraHealth,
23 Inc.

24 By: Erin A. Kelly/
25 K. Lee Marshall (SBN #277795)
26 klmmarshall@bclplaw.com
27 **BRYAN CAVE LEIGHTON**
28 **PAISNER LLP**
Three Embarcadero Center, 7th Floor
San Francisco, California 94111
Telephone: (415) 675-3444

29
30 Erin A. Kelly (Admitted *pro hac vice*)
31 erin.kelly@bclplaw.com
32 **BRYAN CAVE LEIGHTON**
33 **PAISNER LLP**
34 1700 Lincoln Street, Ste. 4100
35 Denver, CO 80203
36 Telephone: (303) 861-7000

37
38 *Attorneys for Plaintiff Invitae*
39 *Corporation*

ORDER

PURSUANT TO STIPULATION, the claims in this action are dismissed without prejudice and the counterclaims in this action are dismissed with prejudice. Each party shall bear its own costs and attorneys' fees.

IT IS SO ORDERED.

DATED: 12/7/2022

The Honorable Haywood S. Gilliam, Jr.

U.S. District Judge